

STATE OF WASHINGTON



OFFICE OF
INSURANCE COMMISSIONER

In the Matter of

Thomas J. Hardy,

Applicant.

)
) No. D 05 - 111
)
) ORDER NOT TO ISSUE LICENSE
)
)

To: Thomas J. Hardy
1527 Evergreen Drive
Eugene, OR 97404

And To: Licensing Division
Insurance Commissioner's Office
Olympia, WA 98504

IT IS ORDERED AND YOU ARE HEREBY NOTIFIED that no insurance agent's, broker's or solicitor's license shall be issued to Thomas J. Hardy, until further order of the Commissioner.

THIS ORDER IS BASED ON THE FOLLOWING:

1. The applicant submitted the NAIC application for individual license dated August 13, 2004. He disclosed certain information about his criminal background. When the FBI background check was completed, it was discovered that the applicant had not disclosed a Felony conviction in 1993 for Rape 2nd degree.
2. The Commissioner sent the applicant written inquiries on December 28, 2004, January 27, and February 24, 2005. The letters were requesting detailed information about the 1993 2nd degree Rape conviction. The applicant did not respond to any of the written inquiries.

By this conduct, the applicant has demonstrated himself to be untrustworthy and a source of injury and loss to the public and not qualified to be licensed as an insurance agent, broker or solicitor. This refusal to issue a license is pursuant to RCW 48.17.070, RCW 48.17.090 and RCW 48.17.530(1), (b), (c), (g), and (h).

NOTICE CONCERNING YOUR RIGHT TO A HEARING. Please note that a detailed summary of your right to contest this Order is attached. Briefly, if you are aggrieved by this Order, RCW 48.04.010 permits you to demand a hearing. Pursuant to that statute and others: You must demand a hearing, in writing, within 90 days after receiving notice of this Order, or

ORDER NOT TO ISSUE LICENSE

No. D 05 - 111

Page 2

you will waive your right to a hearing. Your demand for a hearing must specify briefly the reasons why you think this Order should be changed. Upon receipt of your demand for hearing, you will be contacted by an assistant of the Chief Hearing Officer to schedule a teleconference with you and the Insurance Commissioner's Office to discuss the hearing and the procedures to be followed.

Please send any demand for hearing to Insurance Commissioner, attention John F. Hamje, Deputy Insurance Commissioner, Office of the Insurance Commissioner, P.O. Box 40257, Olympia, WA 98504-0257.

ENTERED AT TUMWATER, WASHINGTON, this 31st day of March, 2005.

MIKE KREIDLER
Insurance Commissioner

By

JOHN F. HAMJE
Deputy Insurance Commissioner
Consumer Protection Division

Investigator: Cheryl Penn